

STATE OF GEORGIA
COUNTY OF CLAYTON

RESOLUTION NO. 2020 - 167

A RESOLUTION AUTHORIZING CLAYTON COUNTY TO ENTER INTO AN AGREEMENT WITH MH CLAYTON, LP FOR THE PURPOSE OF TOLLING ANY STATUTE OF LIMITATIONS PERIOD RELATED TO THE 2019 PROPERTY TAX ASSESSMENT; TO AUTHORIZE THE CHAIRMAN TO EXECUTE THE AGREEMENT AND OTHERWISE TO PERFORM ALL OTHER ACTS NECESSARY TO ACCOMPLISH THE INTENT OF THE RESOLUTION; TO PROVIDE AN EFFECTIVE DATE OF THIS RESOLUTION; AND FOR OTHER PURPOSES.

WHEREAS, MH Clayton, LP ("MH Clayton") owns property assessed by Clayton County for purposes of taxes including calendar year 2019; and

WHEREAS, MH Clayton asserts it properly appealed its 2019 property tax assessment; and

WHEREAS, Clayton County asserts MH Clayton did not properly appeal its 2019 property tax assessment; and

WHEREAS, the Parties, without admitting any liability, wrongdoing, or responsibility, wish to avoid the cost, expense and disruption of unnecessary litigation; and

WHEREAS, the Parties understand that the law imposes time limits for filing litigation, including statutes of limitation and other time-based defenses, and that there are certain exceptions thereto (the "Statutes of Limitation"); and

WHEREAS, the Parties have agreed to enter into this Tolling Agreement to preserve from the Effective Date (hereinafter defined) forward to the Termination Date any and all claims and defenses of either party currently available against the other and to toll and suspend any

applicable Statutes of Limitation period, to the extent that those time periods have not already run as of the Effective Date of this Tolling Agreement; and

WHEREAS, the Board of Commissioners deems it in the best interest of Clayton County, and the County will be best served by entering into this agreement.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS
OF CLAYTON COUNTY, GEORGIA AND IT IS HEREBY RESOLVED

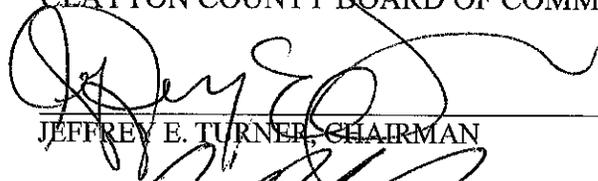
Section 1. The Board of Commissioners hereby authorizes the County to enter into an Agreement with MH Clayton, LP for the purpose of tolling any and all time limitations applicable to any causes of action, claims or defenses related to the 2019 Property Tax Assessment. The Board of Commissioners hereby authorizes the Chairman to execute the Agreement and to perform all other acts necessary to accomplish the intent of this Resolution. The Agreement shall be in substantially the form attached hereto, subject to such minor changes, insertions or deletions as the Chairman of the Board of Commissioners may approve.

Section 2. This Resolution shall be effective on the date of its approval by the Board of Commissioners.

SO RESOLVED, this the 18th day of August, 2020.

{Signatures on the following page}

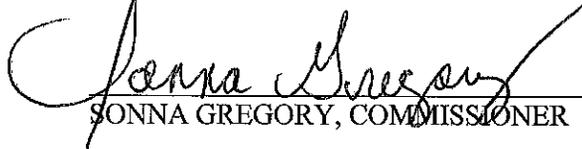
CLAYTON COUNTY BOARD OF COMMISSIONERS



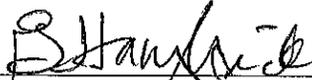
JEFFREY E. TURNER, CHAIRMAN



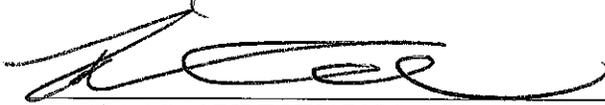
DEMONT DAVIS, VICE-CHAIRMAN



SONNA GREGORY, COMMISSIONER



GAIL HAMBRICK, COMMISSIONER



FELICIA FRANKLIN WARNER, COMMISSIONER

ATTEST:



BRENDA B. JAMES, CLERK